THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.7336 OF 1995

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DATED: 07-02-2007

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Between :

Homeless Poor People Welfare Association,
Government Registered No.527/94,
Rep. by its President Syed Kazim Bahadur
... Petitioner

And

1. The Mandal Revenue Officer, Sherilingampally,
R.R. District., and others. ...
Respondents

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.7336 OF 1995

ORDER :

This writ petition is filed seeking a declaration that the action of the respondents 1 to 3 in not cancelling the assignment of land situated in Sy.No.101AA of Miyapur village, Serilingampally Mandal, R.R. District in favour of the respondents 4 to 15 as arbitrary and illegal and for consequential directions.

It is pleaded by the petitioners that 52.20 acres situated in Sy.No.101 of Miyapur Village, Serilingampally Mandal, Rangareddy District being surplus land, was surrendered by one Smt. Rahmiunnisa Begum. The said land was allotted to some of the freedom fighters including the respondents 4 to 15 herein. It is alleged that the respondents 4 to 15 did not bring the land into cultivation as required under the terms and conditions of the assignment within 3 years. In the circumstances, the Joint Collector, Rangareddy District passed an order dated 16-5-1992 cancelling the allotment. However, W.P.No.7845 of 1992 and W.P.No.10740 of 1994 filed by the allottees were allowed and consequently the orders of cancellation were set aside.

It is alleged that though this Court granted liberty to the respondents 1 to 3 to initiate fresh proceedings under the Andhra Pradesh Land Reforms (Ceiling on Agricultural Holdings) Act, 1973, the respondents failed to take any steps and consequently the respondents 4 to

15, in spite of violation of the conditions of assignments, have been continuing in possession. Hence, this writ petition.

In response to Rule Nisi ordered, the Deputy Collector and the Mandal Revenue Officer, Serilingampally Mandal filed a counter-affidavit stating that the respondents 4 to 15 were already dispossessed and the land was resumed from the respondents 4 to 15 on 24-6-1992 itself. However, having regard to the orders passed by the Special Court under A.P. Land Grabbing (Prohibition) Act in LGC.Nos.131 of 1995 and 136 of 1995 further steps could not be taken. It is stated that 65 applications were received from the local people of Serilingampally and other mandals requesting for allotment of house sites and pursuant thereto the Collector of Rangareddy District was addressed a letter dated 24-5-1994 to take a decision to earmark the land in question to the said persons.

Having heard the learned Counsel for both parties and since it appears from the counter-affidavit that the land in question is still available for fresh assignment, I deem it appropriate to dispose of the writ petition with a direction to the respondents 1 to 3 to consider the request of the petitioner association for allotment of house sites to its members and pass appropriate orders in accordance with law as expeditiously as possible preferably within a period of 3 months from the date of receipt of this order.

Writ Petition is accordingly disposed of. No costs.

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G. ROHINI,J.

Dt. 7-2-2007

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